

11.

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

REBECCA ANN WORTHING f/k/a
REBECCA ANN ROBINSON,

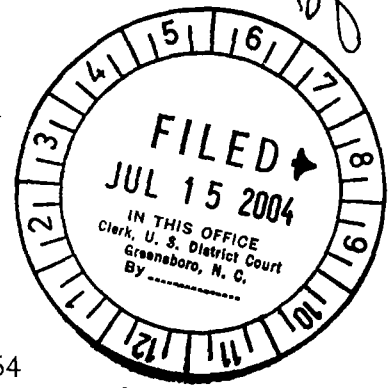
Plaintiff,

v.

JAVED MASOUD, GHAZALA MASOUD,
M & M ASSOCIATES, THE
PRUDENTIAL McCANN REALTY, INC.,
MARGARET STEPHENS AND KAY SHORT,

Defendants.

1:03CV00854



ORDER

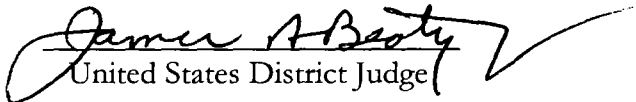
BEATY, District Judge.

For the reasons stated in the Memorandum Opinion filed contemporaneously herewith,

IT IS HEREBY ORDERED that Defendant The Prudential McCann Realty, Inc.'s Motion to Dismiss [Document #5] is GRANTED. Accordingly, save and except for Plaintiff's claim against Prudential for unfair and deceptive trade practices pursuant to North Carolina General Statutes section 75-1.1, all other claims that Plaintiff may have asserted against Prudential in her Complaint [Document #1] are hereby DISMISSED with prejudice.

IT IS FURTHER ORDERED that Defendants Margaret Stephens and Kay Short's Motion to Dismiss [Document #5] Plaintiff's claims for punitive damages, negligent misrepresentation, and fraud is DENIED.

This, the 15 day of July, 2004.


United States District Judge